

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS -
SAN ANTONIO DIVISION

FILED

MAR 12 2015

CLERK, U.S. DISTRICT CLERK
WESTERN DISTRICT OF TEXAS
BY M. A. **DEPUTY**

ALEXIS ALEX and NICOLETTE
PRIETO,

Plaintiffs,

v.

KHG OF SAN ANTONIO, L.L.C.
D/B/A TIFFANY'S CABARET,

Defendant.

Civil Case No. 5:13-CV-00728

VERDICT OF THE JURY

Jury Question No. 1

1(a): Has Plaintiff Alexis Alex proven that Defendant violated her rights under the FLSA by:

A. Failing to pay plaintiff her minimum wage?

ANSWER: "Yes" or "No": YES

B. Misappropriating her tips?

ANSWER: "Yes" or "No": YES

1(b): Has Plaintiff Nicolette Prieto proven that Defendant violated her rights under the FLSA by:

A. Failing to pay plaintiff her minimum wage?

ANSWER: "Yes" or "No": YES

B. Misappropriating her tips?

ANSWER: "Yes" or "No": YES

If you answered "Yes" to any of the above in Question No. 1, then proceed to Question No. 2. Otherwise, stop.

Jury Question No. 2

2(a): Has Plaintiff Alexis Alex proven that Defendant either knew its conduct was prohibited by the FLSA or showed reckless disregard for whether its conduct was prohibited by the FLSA?

ANSWER: "Yes" or "No": YES

If "Yes," you should award damages to Alexis Alex for the 3 year period from August 14, 2010 to August 14, 2013.

If "No," you should award damages to Alexis Alex for the 2 year period from August 14, 2011 to August 14, 2013.

2(b): Has Plaintiff Nicolette Prieto proven that Defendant either knew its conduct was prohibited by the FLSA or showed reckless disregard for whether its conduct was prohibited by the FLSA?

ANSWER: "Yes" or "No": YES

If "Yes," you should award damages to Nicolette Prieto for the 3 year period from August 14, 2010 to August 14, 2013.

If "No," you should award damages to Nicolette Prieto for the 2 year period from August 14, 2011 to August 14, 2013.

Jury Question No. 3

What amount of unpaid minimum wages, if any, do you find that:

(a) Plaintiff Alexis Alex is entitled to recover?

ANSWER in dollars and cents: \$ 35,017.⁰⁰

(b) Plaintiff Nicolette Prieto is entitled to recover?

ANSWER in dollars and cents: \$ 39,440.⁰⁰

Jury Question No. 4

What amount of misappropriated tips, if any, do you find that:

(a) Plaintiff Alexis Alex is entitled to recover?

ANSWER in dollars and cents: \$ 11,592.⁰⁰

(b) Plaintiff Nicolette Prieto is entitled to recover?

ANSWER in dollars and cents: \$ 11,424.⁰⁰

What amount of house fees do you find that:

(a) Plaintiff Alexis Alex is entitled to recover?

ANSWER in dollars and cents: \$ 14,352.⁰⁰

(b) Plaintiff Nicolette Prieto is entitled to recover?

ANSWER in dollars and cents: \$ 14,¹⁴⁴~~000~~.⁰⁰

SO SAY WE ALL.


FOREPERSON

DATE: 3/12/15